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PATENT
Customer No. 22,852
Attorney Docket No. 08702.0001-03000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
BOODHOO et al.) Group Art Unit: 1652
)
Application No.: 09/996,620) Examiner: PROUTY, Rebecca E.
)
Filed: November 27, 2001)
)
For: HIGHLY PURIFIED) Confirmation No.: 5369
MOCARHAGIN, A COBRA)
VENOM PROTEASE,) **HAND CARRY TO EXAMINER**
POLYNUCLEOTIDES ENCODING)
SAME AND RELATED)
PROTEASES, AND)
THERAPEUTIC USES THEREOF)

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the document on the attached IDS Form PTO/SB/08 for the Examiner's consideration. This Information Disclosure Statement is being filed after a Notice of Allowance but before payment of the issue fee. It is accompanied by a fee of \$180.00 as specified under § 1.17(p).

The cited reference was previously disclosed in an Information Disclosure Statement filed April 1, 2002. That IDS was considered by the Examiner of record on June 12, 2003, before the Office Action of June 18, 2003 issued, but the enclosed

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reference was crossed off the list and not initialed as considered, without explanation by the Examiner. Applicants appreciate discussing this situation with the Examiner and her suggestion to supply an additional copy of the reference. Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making an appropriate notation on the attached form. A copy of the cited foreign patent document is attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should it be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

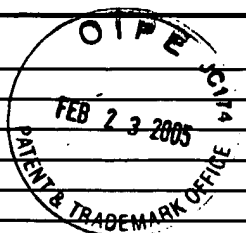
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 23, 2005

By: Rebecca M. McNeill
Rebecca M. McNeill
Reg. No. 43,796

IDS Form PTO/SB/08: Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>				Complete if Known	
		Application Number	09/996,620		
		Filing Date	November 27, 2001		
		First Named Inventor	Boodhoo <i>et al.</i>		
		Art Unit	1652		
		Examiner Name	Prouty, Rebecca E.		
		Attorney Docket Number	08702.0001-03000		
Sheet	1	of	1		



U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 97/05244 A1	02-13-1997	Michael BERNDT <i>et al.</i>		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶

Examiner Signature	Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.